

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.992 OF 2005
IN
FIRST APPEAL NO.1388 OF 2003
IN
B.C.C.C.SUIT NO.5163 OF 1999

Budhiya Vesta Patel .. Applicant

V/s

Smt.Nirmala Jayprakash Tiwari & Ors. .. Respondents

Mr.Aditya Khandeparkar for the Applicant.
Ms.Leena R.Sawant for Respondent Nos.1 to 6.
Mr.G.Godbole for Respondent No.7.

CORAM : DR.S.RADHAKRISHNAN, J.

DATE : 13TH JUNE, 2006.

P.C.:

1. Rule. Rule is made returnable forthwith.
Heard the learned Counsel for the Applicant, who is the Counsel appearing on behalf of all the legal heirs of the Applicant. It seems that Applicant died on 5th December, 2004. The learned Counsel for the Respondent waives service. By consent taken up for hearing. By the Civil Application, the Applicant is seeking to bring on record the legal heirs of the deceased Applicant. The learned Counsel for the Respondents has no objection. For the reasons stated therein, Civil Application is made absolute in terms of prayer clauses (a) & (b). Amendment to be carried out within a period of two weeks from today.

